



# City Council Agenda

Council President  
**Brad Castillo**

Councilmembers

**Tom Boyajian**  
**Brian Calhoun**  
**Mike Dages**  
  
City Manager  
**Daniel G. Hobbs**

City Clerk  
**Rebecca E. Klisch, CMC**

**Jerry Duncan**  
**Henry T. Perea, Acting President**  
**Cynthia Sterling**  
  
City Attorney  
**Hilda Cantú Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

**January 4, 2005**

If you would like to speak fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on ([www.ci.fresno.ca.us](http://www.ci.fresno.ca.us)). The Council meeting can also be heard live at the same web site address, and viewed live on Cable Channel 96 from 8:30 a.m. – 4:30 p.m. and Channel 14 beginning at 8:30 p.m.

## **8:30 A.M. ROLL CALL**

Invocation by Pastor Jim Cecy of the Campus Baptist Church  
Pledge of Allegiance to the Flag

Approve Council minutes of December 21, 2004

Introduction of new Department Directors – City Manager  
Recognition of Water Division Employees – City Manager

Installation and Administration of Oath of Office to Mayor Alan Autry,  
Councilmember Calhoun, Councilmember Westerlund, and Councilmember Duncan

Selection and Swearing-in of Council President and Acting President

## **JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Selection and Swearing-in of Redevelopment Agency Chair and Vice Chair

## **ADJOURN AGENCY**

**RECESS** - Reception for the newly installed Mayor and Councilmembers immediately following – 2<sup>nd</sup> floor foyer

**January 4, 2005**

**\*SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**Page 1 of 6**

***Council action on unscheduled items if any shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council there will first be a staff presentation followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.***

***The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.***

***Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.***

Councilmembers Reports and Comments

**Action Taken:**

Approve Agenda

**Action Taken:**

Adopt Consent Calendar

**Action Taken:**

1. **GENERAL CONSENT CALENDAR**

***(All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered at 11:00 a.m.***

- A. Award requirements contracts for wood and yard waste – Dept. of Public Utilities
1. \* Award an interim requirements contract to Kochergen Farms Composting, Inc. of Fresno for transportation and processing of wood and yard waste  
**Action Taken:**
  2. \* Award an interim requirements contract to West Coast Waste, Inc. of Fresno for transportation and processing of wood and yard waste  
**Action Taken:**
- B. \* Award a requirements contract to Glick Corporation dba Asphalt Maintenance of Visalia, CA for application of slurry seal to various streets within the City of Fresno - General Services Dept./Public Works Dept.  
**Action Taken:**
- C. \* Award a contract to Kelly C. Broyles, Inc. of Clovis for installation of 16" water main in Herndon Avenue between Parkway Drive and Polk Avenue - General Services Dept./Purchasing/Public Works Dept.  
**Action Taken:**
- D. \* Award a requirements contract to West Valley Construction Company, Inc., of San Jose, CA for underground boring and placement of water service tubing - General Services Dept./Dept. of Public Utilities  
**Action Taken:**
- E. Reject all bids for a requirements contract for truck-mounted service/utility bodies - General Services Dept.  
**Action Taken:**

1. **GENERAL CONSENT CALENDAR CONTINUED**

- F. Rescind award to Clovis Well Drilling for requirements contract to furnish and install water well pumping equipment – General Services Dept./Dept. of Public Utilities  
**Action Taken:**
- G. \* Award an interim requirements contract to West Coast Arborists, Inc., for maintenance of municipal trees, RFP No. 8288 – Public Works Dept.  
**Action Taken:**
- H. Reject all bids for a Request for Proposal for maintenance of the street tree component of the municipal forest - General Services Dept./ Public Works Dept.  
**Action Taken:**
- I. **RESOLUTION** - Authorizing the Public Works Director or his designee to sign a specific project agreement with the Fresno County Transportation Authority for the construction of a frontage road from the Hughes-West Diagonal to Marks Avenue – Public Works Dept.  
**Action Taken:**
- J. Approve lease agreement by and between Hanoian's Enterprises L.P. and the City of Fresno for parking area located at 1435 S. Cedar Avenue to be used by the Southeast District Police Station – Police Dept.  
**Action Taken:**
- K. \* Approve an increase in the purchase price payable to Caltrans for three (3) undeveloped parcels adjacent to Fresno Chandler Executive Airport's northwesterly runway protection zone – Airports Dept.  
**Action Taken:**
- L. Approve the 2005 City Council meeting schedule – City Clerk's Office  
**Action Taken:**
- M. \* **RESOLUTION** – Approving the reallocation of \$75,000 in Proposition 40 Bond Act allocations in order to re-plaster the swimming pool and install a cement pool deck at the Mosqueda Community Park – PR&CS  
**Action Taken:**
- N. Accept SBC Foundation Grant funding for the Fresno BEST computer laboratory project and authorize the execution of documents – PR&CS  
**Action Taken:**
1. \* **RESOLUTION** - 54th amendment to AAR No. 2004-209 to accept SBC Foundation Grant funding for the Fresno BEST computer laboratory project, authorize execution of documents, and appropriate funds to the Fresno Business Education Service Training (BEST) Program  
***(Requires 5 affirmative votes)***  
**Action Taken:**
- O. Approve an amendment to the FY 2003-2004 Annual Action Plan transferring HOME funds from the Rental Rehabilitation Program to the Owner-Occupied Rehabilitation Program – Planning and Development Dept.  
**Action Taken:**
1. Approve amending the Subrecipient Agreement between the City of Fresno and the Housing Authority of the City of Fresno to modify the existing Rental Housing Improvement Program into an Owner-Occupied Residential Rehabilitation Program  
**Action Taken:**

1. **GENERAL CONSENT CALENDAR CONTINUED**

- P. **RESOLUTION** - Declaring that there is no longer a need for the Parking Authority of the City of Fresno to function, winding up its affairs and authorizing the transfer of title to all property of the Parking Authority to the City – Finance Dept.

**Action Taken:**

- Q. **RESOLUTION** - Approving the reclassification of \$118,900 from contingency to establish a half year operating budget for the incoming Councilmember in District 4 – Finance Dept.

**Action Taken:**

- R. Approve reappointments of Councilmember Sterling, Augie Caldera and Beatrice Johnson to the Fresno-Madera Area Agency on Aging Board – Mayor Autry

**Action Taken:**

- S. \* **BILL NO. B-139 – (Intro. 12/14/04) (For adoption)** – Amending FYI Airport Environs Plan to change the Planned Land Use Designation of property located therein from the medium high density residential land use designation to the high density residential land use designation (Plan Amendment Application No. A-04-14) – Planning and Development Dept.

**Action Taken:**

2. **GENERAL ADMINISTRATION**

3. **CITY COUNCIL**

- A. **RESOLUTION** – Amending Resolution No. 2003-137 relating to the election of Council President and Acting President of the Council – Councilmembers Calhoun and Westerlund

**Action Taken:**

- B. Discussion and approval of a dedication plaque for the newly renovated, historic Santa Fe Depot - Councilmember Sterling

**Action Taken:**

- C. \* **BILL NO. B-141 – (Intro/ 12/14/2004) (For adoption)** - Amending the Fresno Municipal Code relating to utilization of apprentices by contractors on certain Public Works improvement projects

**Action Taken:**

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

11:00 A.M. **CONTESTED CONSENT CALENDAR**

11:30A.M. **PUBLIC COMMENT PERIOD** – No Council action except to place on future agenda. Presentation limited to three (3) minutes:

A. **SCHEDULED COMMUNICATION**

- B. **UNSCHEDULED COMMUNICATION** – Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least ten (10) days prior to the desired date.

**CLOSED SESSION**

- A. **CONFERENCE WITH LABOR NEGOTIATOR** – Government Code Section 54957.6,  
**City Negotiator(s):** Jon Ruiz and Renee Mayne  
**Employee Organization(s):**  
1. International Union of Operating Engineers, Stationary Engineers Local 39 (Local 39)  
**Action Taken:**

**CLOSED SESSION ANNOUNCEMENTS (IF ANY)**

**COUNCIL HEARINGS AND MATTERS CONTINUED**

- 2:30 P.M.** **HEARING** regarding Community Facilities District No. 2, Annexation No. 84, Final Tract Map No. 5247 – Public Works Dept.  
**Action Taken:**  
a. **RESOLUTION** – Annexing territory to Community Facilities District No. 2, Annexation No. 84, Final Tract Map No. 5247  
**Action Taken:**  
b. **RESOLUTION** – Calling a special mailed-ballot election  
**Action Taken:**  
c. **RESOLUTION** – Declaring election results  
**Action Taken:**  
d. \* **BILL** – Levying a special tax for the property tax year 2003-2004 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 84, Final Tract Map No. 5247  
**Action Taken:**
- 2:35 P.M.** **HEARING** regarding Community Facilities District No. 2, Annexation No. 85, Parcel Map No. 03-24 – Public Works Dept.  
**Action Taken:**  
a. **RESOLUTION** – Annexing territory to Community Facilities District No. 2, Annexation No. 85, Parcel Map No. 03-24  
**Action Taken:**  
b. **RESOLUTION** – Calling a special mailed-ballot election  
**Action Taken:**  
c. **RESOLUTION** – Declaring election results  
**Action Taken:**  
d. \* **BILL** – Levying a special tax for the property tax year 2003-2004 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 85, Parcel Map No. 03-24  
**Action Taken:**
- 2:40 P.M.** **HEARING** to consider Rezone Application No. R-04-31, and environmental findings, filed by Gary Giannetta on behalf of McCaffrey Group, Inc., pertaining to approximately 222 acres of property located on the south side of W. Gettysburg Avenue alignment between N. Grantland and N. Hayes Avenues (***Property located in District 2***) – Planning and Development Dept.  
**Action Taken:**  
a. Consider and adopt the environmental finding of Environmental Assessment No. R-04-31, dated December 3, 2004, that the project proposed conforms to the provisions of the 2025 Fresno General Plan Master Environmental Impact Report (MEIR No. 10130)  
**Action Taken:**  
b. **BILL** - Amending the Official Zone Map to rezone the subject property from the RR (*County – Rural Residential*) and AE-20 (*County – Twenty Acre Agricultural*) zone districts to the R-1/UGM (*Single Family Residential/Urban Growth Management*) zone district for 202 acres; R-2/UGM (*Low Density Multiple Family Residential/ Urban Growth Management*) zone district for 10 acres; and C-1/UGM (*Neighborhood Shopping Center/Urban Growth Management*) zone district for 10 acres  
**Action Taken:**

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

Jan.	11 -	10:15 A.M.	<b>HEARING</b> to consider Rezone Application No. R-04-60, and environmental findings, filed by Douglas Dunbar and Wallace Barthuli, pertaining to 9.85 acres of property located on the northeast corner of E. North and S. Orange Avenues
Jan.	11 -	10:30 A.M.	<b>CONTINUED HEARING</b> - To consider the adoption of a resolution to vacate a portion of N. Marks Avenue south of Freeway 99
Jan.	11 -	11:00 A.M.	<b>CONTINUED HEARING</b> to consider adoption of a resolution by the Redevelopment Agency approving five-year redevelopment implementation plans for four (4) redevelopment project areas
Jan.	11 -	2:30 P.M.	<b>HEARING</b> to consider Rezone Application No. R-04-72, and environmental findings, filed by David McMurry, pertaining to 1.6 acres of property located on the southeast corner of W. Thomas and N. Weber Avenues
Jan.	11 -	2:45 P.M.	Final Report on City of Fresno Sustainable ("Green") Building Policies
Jan.	11 -	3:15 P.M.	Historic Preservation Commission Annual Report (FY 2004)
Jan.	11 -	3:20 P.M.	Nominations to the Local Register of Historic Resources
Jan.	11 -	5:00 P.M.	<b>HEARING</b> to consider the "Emerald Estates" Condominium Conversion Application and Vesting Tentative Tract Map No. 5342, filed by United Development Group, Inc., property located on the west side of S. First Street between E. Platt Avenue and E. Tulare Street
Jan.	18 -	<b>NO MEETING</b>	<b>– MARTIN LUTHER KING DAY</b>
Jan.	25 -	4:30 P.M.	<b>CONTINUE HEARING</b> to consider Fresno City Planning Commission decision regarding Conditional Use Permit (CUP) Application No. C-02-226, and environmental findings, filed by Wilkins Enterprises
Feb.	15 -	10:00 A.M.	<b>HEARING</b> re: CFD No. 2, Annexation No. 86, Final Tract Map No. 5265
Feb.	15 -	10:05 A.M.	<b>HEARING</b> re: CFD No. 2, Annexation No. 87, Final Tract Map No. 5259
Feb.	15 -	10:10 A.M.	<b>HEARING</b> re: CFD No. 2, Annexation No. 88, Final Tract Map No. 5224
Feb.	15 -	10:15 A.M.	<b>HEARING</b> re: CFD No. 2, Annexation No. 89, Final Tract Map No. 4544
Feb.	22 -	<b>NO MEETING</b>	<b>– PRESIDENT'S DAY</b>
Mar.	1 -	To be set	<b>WORKSHOP</b> to consider implementation and use of traffic signal fees and implementation of new Community Facilities District (CFD) – Councilmember Dages

**(Future workshops – dates to be determined)**

**WORKSHOP** re: SEMS

**(June) WORKSHOP** – Follow-up discussion regarding Caltrans discussion held 12/7/2004